



Image

RCE | 1652

PTO/SB/30 (08-00)

Approved for use through 10/31/2002, OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

<b>Application Number</b>	09/776,874
<b>Filing Date</b>	February 6, 2001
<b>Examiner Name</b>	R.G. Hutson
<b>First Named Inventor</b>	Pecker et al
<b>Group Art Unit</b>	1652
<b>Attorney Docket Number</b>	01/21603

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/28) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 60092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

a.  Previously submitted

i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).

ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply

ii.  Affidavit(s)/Declaration(s)

iii.  Information Disclosure Statement (IDS)

iv.  Other \_\_\_\_\_

**2. Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or any other amounts, or credit any overpayments, to **Deposit Account No. 50-1407**. Applicant is still entitled to Small Entity Status. A Duplicate of this sheet is enclosed.

i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)	\$385
14 Claims (0 @ \$9) Small Entity Status	\$ —
6 independent claims (3 @\$43) Small Entity Status	\$129
ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) (One month)	\$ 55
Small Entity Status	
	<b>Total of</b>
	<b><u>\$569</u></b>

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Soh Sheinbein	Registration No. (Attorney/Agent)	25,457
Signature		Date	April 19, 2004

04/20/2004 TLUU11 00000097 501407 09776874

01 FC:2801	385.00 DA
02 FC:2201	129.00 DA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: §  
PECKER et al §  
Serial No.: 09/776,874 §  
Filed: February 6, 2001 § Group Art Unit: 1652  
For: Polynucleotide Encoding A Polypeptide §  
Having Heparanase Activity and §  
Expression of Same in Genetically §  
Modified Cells §  
Examiner: R. G. Hutson §  
Attorney  
Docket: 00/21603

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313

AMENDMENT WITH RCE

Dear Sir:

In response to the Final Office Action dated December 17, 2003, and the Interview graciously granted by the Examiner on February 3, 2004, this Amendment is being submitted along with an RCE on April 19, 2004, (April 17, 2004 being a Saturday). Please make the following amendments: